

00-0840

(Do Not Write Above This Line)

AN ORDINANCE  
BY

AN ORDINANCE TO ADD A NEW  
SECTION 154-73 OF THE ATLANTA  
CITY CODE AUTHORIZING  
IMPOSITION OF RESTRICTIONS ON  
WATER USE; ESTABLISHING MEANS  
FOR ENFORCEMENT THEREOF; AND  
FOR OTHER PURPOSES.

ADOPTED BY  
JUN 19 2000  
COUNCIL

- ☐ CONSENT REFER  
☐ REGULAR REPORT REFER  
☐ ADVERTISE & REFER  
☐ 1st ADOPT 2nd READ & REFER  
☒ PERSONAL PAPER REFER

Date Referred

6/5/00

Referred To:

City Utilities

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair \_\_\_\_\_  
Referred to \_\_\_\_\_

Committee <i>City Utilities</i>	Committee _____
Date <i>6-13-00</i>	Date _____
Chair <i>David Muller</i>	Chair _____
Action: Fav, Adv, Hold (see rev. side)	Action: Fav, Adv, Hold (see rev. side)
Other: <i>No Recommendation</i>	Other: _____
Members <i>Michael H. ...</i>	Members _____
Refer To _____	Refer To _____

Committee _____	Committee _____
Date _____	Date _____
Chair _____	Chair _____
Action: Fav, Adv, Hold (see rev. side)	Action: Fav, Adv, Hold (see rev. side)
Other: _____	Other: _____
Members _____	Members _____
Refer To _____	Refer To _____

FINAL COUNCIL ACTION

☒ 2nd ☐ 1st & 2nd ☐ 3rd  
Readings  
☐ Consent ☐ V Vote ☒ ARC Vote

CERTIFIED

CERTIFIED  
JUN 19 2000

ATLANTA CITY COUNCIL PRESIDENT

*Robert A. Pitts*

CERTIFIED  
JUN 19 2000

*Paul Douglas Johnson*  
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

JUN 27 2000

*David ...*

CITY COUNCIL  
ATLANTA, GEORGIA



ORDINANCE

00-0-0840

AN ORDINANCE TO ADD A NEW SECTION 154-73 OF THE  
ATLANTA CITY CODE AUTHORIZING IMPOSITION OF  
RESTRICTIONS ON WATER USE; ESTABLISHING MEANS FOR  
ENFORCEMENT THEREOF; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta has an interest in maintaining the public health, safety and welfare of its citizens and visitors to the City; and

WHEREAS, the City of Atlanta provides water service to residential, commercial, and industrial customers in the City; and

WHEREAS, the City of Atlanta supports the use of conservation measures to ensure the continuance of an adequate water supply for itself and other jurisdictions; and

WHEREAS, drought or other disasters, or the threat thereof, may arise from time to time, creating emergency conditions which pose a threat to the provision of adequate water supply to residents and businesses within the City of Atlanta and the State of Georgia; and

WHEREAS, voluntary restrictions on water usage by residents and businesses may be insufficient as a means of ensuring adequate water supply in the face of emergency conditions; and

WHEREAS, from time to time, the Georgia Department of Natural Resources may direct the City of Atlanta to implement mandatory outdoor water use restrictions; and

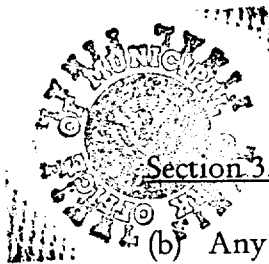
WHEREAS, from time to time, depending upon the severity of the emergency, both short term and long term restrictions may be mandatory in order to alleviate a reduced water supply, which may affect vital and non-vital uses of this natural resource in as fair and equitable a manner as possible, in view of the overriding public interest.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS that a new Section 154-73 of the Atlanta City Code shall be added as follows:

Section 1. A new Section 154-73 shall be added to be titled Water Use Restrictions.

Section 2. Subsection (a) of Section 154-73 shall be added to read as follows:

(a) By Resolution, the Atlanta City Council may authorize the Commissioner of the Department of Water to impose restrictions on the use of water based upon requirements of the Georgia Department of Natural Resources and/or the available capacity of the City of Atlanta water supply and declare unlawful the use of water in violation of such restrictions.



Section 3. Subsection (b) shall read as follows:

(b) Any person or user of the City of Atlanta water system who violates mandatory water restrictions or mandatory water conservation policies as imposed by the City shall first be issued a notice of violation. The notice of violation shall be in writing, include a description of the property sufficient for identification of where the violation has occurred, list the restriction which has been violated, and state that, upon a second violation, water service to the property may be terminated and a surcharge assessed to restore service. The warning shall be in the form of written notification either personally served on the customer or consumer or left at the premises, and shall bear an emergency contact number.

Section 4. Subsection (c) shall read as follows:

(c) The Commissioner of the Department of Water or his or her designee, including the City's contractor, is hereby authorized to monitor the compliance of customers and consumers with the above restrictions as implemented, and to terminate service to any premises at which such restrictions are not observed after notice has been provided and a second violation has occurred. The City may impose a surcharge to cover the administrative costs of enforcement each time the customer or consumer fails to comply with implemented water restrictions. The Commissioner of the Department of Water or his or her designee may promulgate procedures for imposition and collection of any surcharge.

Section 5. Subsection (d) shall read as follows:

(d) In the case of multi-unit residential dwelling where two or more units are served by a single meter, water service may not be terminated for a violation of water restrictions pursuant to this code section, provided that written notification is given to the person in whose name the water bill is issued that an assessment will be made on such bill for the second and each subsequent failure to comply, unless other arrangements for payment are made within thirty (30) days.

Section 6. Subsection (e) shall read as follows:

(e) Any person aggrieved or affected by any decision hereunder may appeal to the Water and Sewer Appeals Board, as provided in Section 154- 26 of the Atlanta City Code; provided, however, that it is declared as a matter of policy that the owner of any premises is responsible for such assessments unless the person found in non-compliance can be identified and charged with the assessment.

Section 7. Subsection (f) shall read as follows:

(f) The commissioner of the Department of Water may modify or cancel water restrictions or add additional restrictions from time to time as the emergency conditions affecting the water system may worsen or abate.

A true copy,

Deputy Clerk

**ADOPTED by the City Council**  
**APPROVED by the Mayor**

**JUNE 19, 2000**  
**June 27, 2000**

RCS# 2030  
6/19/00  
3:15 PM

Atlanta City Council

Regular Session

00-O-0840

AUTHORIZING IMPOSITION OF RESTRICTIONS  
ON WATER USE  
ADOPT

YEAS: 13  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 1  
EXCUSED: 0  
ABSENT 2

Y McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	B Maddox	Y Alexander
B Winslow	Y Muller	Y Boazman	NV Pitts

00-O-0840